



DEPARTMENT OF THE INTERIOR.

COPIES of all Orders of His Excellency the Governor General in Council ; and of all Laws and Ordinances of the Lieutenant-Governor and Council of the North-West Territories, made under the provisions of 34 Vic., Cap. 16, Sec. 1, submitted for the information of the Honorable the House of Commons, as required by that Act.

D. LAIRD,

Minister of the Interior.

OTTAWA, 7th MARCH, 1876.

GOVERNMENT HOUSE, OTTAWA,

Wednesday, 12th February, 1873.

PRESENT :

HIS EXCELLENCY THE GOVERNOR GENERAL IN COUNCIL.

WHEREAS, it is enacted by Chapter 16 of the Statutes of Canada, passed in the thirty-fourth year of the reign of Her present Most Gracious Majesty, that it shall be lawful for the Governor, by any Order or Orders to be by him from time to time made, with the advice of the Privy Council (and subject to such conditions and restrictions as to him shall seem meet) to authorize and empower such Officer as he may from time to time appoint as Lieutenant-Governor of the North-West Territories, to make provision for the administration of justice therein, and generally to make, ordain, and establish all such laws, institutions and ordinances as may be necessary for the peace, order and good government of Her Majesty's subjects and others therein ; Provided, that all such Orders in Council and laws and ordinances, so to be made, shall be laid before both Houses of Parliament as soon as conveniently may be after the making and enactment thereof respectively. And, whereas, in and by the same Statute the Governor was authorized with the advice of the Privy Council, to constitute and appoint by warrant, under his sign manual, a Council of not exceeding fifteen persons nor less than seven, to aid the Lieutenant-Governor in the administration of affairs in the said North-West Territories, with such powers as might be from time to time conferred on them by Order in Council.

And whereas, by commission under the Great Seal of Canada, bearing date the second day of December, in the year of Our Lord, one thousand eight hundred and seventy-two, the Honorable Alexander Morris was duly appointed Lieutenant-Governor of the North-West Territories.

And whereas, by another commission under the same Great Seal, bearing date the twenty-eighth day of December, in the same year of Our Lord, one thousand

eight hundred and seventy-two, the following gentlemen were appointed Members of a Council to aid the said Lieutenant-Governor in the Administration of the affairs of the said North-West Territories, namely:—

The Honorable	MARC A. GIRARD.
"	DONALD A. SMITH.
"	HENRY J. CLARKE,
"	PASCAL J. BRELAND,
"	ALFRED BOYD,
	JOHN SCHULTZ, Esq., M. D.,
	JOSEPH DUBUC, Esq.,
	ANDREW G. B. BANNATYNE, Esq.,
	WILLIAM FRASER, Esq.,
	ROBERT HAMILTON, Esq.,
	WILLIAM J. CHRISTIE, Esq.

Now, in pursuance of the powers by the said statute conferred, His Excellency, by and with the advice of the Privy Council, has been pleased to order, and it is hereby ordered:

I. That the Lieutenant-Governor of the North-West Territories, by and with the advice of the said Council, shall be and he is hereby authorized to make provision for the administration of justice in the said Territories, and generally to make and establish such ordinances as may be necessary for the peace, order and good government of the said North-West Territories, and of Her Majesty's subjects and others therein: Provided, first, that no such ordinance shall deal with or effect any subjects which are beyond the jurisdiction of a Provincial Legislation, under the "British North America Act, 1867;" and provided, second, that all such ordinances shall be made to come into force only after they have been approved by the Governor General in Council, unless in case of urgency, and in that case the urgency shall be stated on the face of the ordinance.

II. Every ordinance passed by the said Council shall be transmitted by the Lieutenant-Governor to the Governor General within ten days of its being passed, and may be disallowed by the Governor General in Council at any time within two years from the time of its being passed.

III. The regular meeting of the said Council shall be held at least once every six months at the Town of Winnipeg, in the Province of Manitoba, and shall be summoned by the Lieutenant-Governor, who may also at any time summon an emergency meeting of the Council, should he deem it expedient so to do.

IV. A majority of the whole number of Councillors shall constitute a quorum and the Lieutenant-Governor shall preside personally at all meetings, and the proceedings of the Council shall be subject to his approval.

V. The rights, powers and duties of the Lieutenant-Governor, under this order and the said Act, shall devolve upon and be discharged by the officer administering the Government, in case there be at any time no Lieutenant-Governor.

(Signed), W. A. HIMSORTH,
Clerk, Privy Council, Canada.

(No. 37.)

Copy of a Report of a Committee of the Honorable the Privy Council, approved by His Excellency the Governor General in Council, on the 10th July, 1873.

On a memorandum dated 10th July, 1873, from the Hon. the Minister of the Interior, submitting that it is expedient that a legal adviser be appointed to assist the Lieut.-Governor and Council of the North-West Territories on all matters in which they may need professional aid, and recommending that the Hon. Henry J.

Clarke, now Attorney-General of Manitoba, be appointed such legal adviser at an annual salary of \$1,000—such sum being in lieu of all fees and charges against the Government.

The Committee submit the above recommendation for Your Excellency's approval.

Certified.

(Signed), JOS. COTÉ,
Assistant-Clerk, Privy Council.

To the Honorable

The Minister of the Interior,
&c., &c., &c.

(No. 139.)

GOVERNMENT HOUSE, OTTAWA,
Wednesday, 6th August, 1873.

PRESENT:

HIS EXCELLENCY THE GOVERNOR GENERAL IN COUNCIL.

WHEREAS, it is in and by the first section of the 16th Chapter of the Statutes of Canada, passed in the 34th year of Her Majesty's Reign, intituled, "An Act to make further provision for the government of the North-West Territories," amongst other things in effect enacted, that it shall be lawful for the Governor, by any Order or Orders to be by him from time to time made, with the advice of the Privy Council, to make provision for the administration of justice, and generally to make, ordain, and establish all such laws, institutions and ordinances, as may be necessary for the peace, order and government of Her Majesty's subjects, and others, in the North-West Territories.

And it is in and by the third section of the said Act, amongst other things in effect further enacted, that such powers shall be conferred upon the Council appointed for the administration of affairs in the North-West Territories, as may from time to time be provided by Order in Council.

Now, in pursuance of the powers so by the said Statute conferred as aforesaid, His Excellency, by and with the advice of the Privy Council, has been pleased to order, and it is hereby ordered:

I. The Members of the Council of the North-West Territories, constituted by the commission of the Governor General, dated 28th December, 1872, and all other Members of the same Council who may hereafter be commissioned as such, shall take oaths of allegiance and of office in the following words:—

OATH OF ALLEGIANCE.

"I, , do sincerely promise and swear that I will be faithful and bear true allegiance to Her Majesty Queen Victoria, as lawful Sovereign of the United Kingdom of Great Britain and Ireland, and of this Dominion of Canada, dependent on and belonging to the said Kingdom, and that I will defend Her to the utmost of my power against all traitorous conspiracies or attempts whatever, which shall be made against Her person, crown, and dignity, and that I will do my utmost endeavour to disclose and make known to Her Majesty, Her heirs or successors, all treasons or traitorous conspiracies and attempts which I shall know to be against Her or any of them; and all this I do swear without any equivocation, mental evasion, or secret reservation. So help me God."

THE OATH OF THE MEMBERS OF THE COUNCIL.

"You, , do solemnly promise and swear that you will serve Her Majesty truly and faithfully in the place of Her Council in these Her Majesty's

North-West Territories: You will keep close and secret all such matters as shall be treated, debated, and resolved on in Council, without publishing or disclosing the same, or any part thereof, by word, writing, or any otherwise, to any person out of the same Council, but to such only as be of the Council, and yet if any matter so propounded, treated, and debated, in any such Council, shall touch any particular person sworn of the same Council, upon any such matter as shall in anywise concern his loyalty and fidelity to the Queen's Majesty, you will in nowise open the same to him, but keep it secret, as you would from any person, until the Queen's Majesty's pleasure be known in that behalf. You will, in all things to be moved, treated and debated, in any such Council, faithfully, honestly, and truly, declare your mind and opinion to the honour and benefit of the Queen's Majesty, and the good of Her subjects, without partiality or exception of persons, in nowise forebearing so to do from any manner of respect, favour, love, meed, displeasure, or dread of any person or persons whatsoever.

In general you will be vigilant, diligent and circumspect in all your doings touching the Queen's Majesty's affairs; all which matters and things you will faithfully observe and keep, as a good Councillor ought to do, to the utmost of your power, will and discretion. So help you God.

II. Except in special cases, notice shall be given of all meetings of the Council of the North-West Territories, by public advertisement, in the Province of Manitoba, for at least forty days before each day of meeting. An annual meeting of the Council shall be held on the first Monday in June in each year.

III. At meetings of the Council where the Lieutenant-Governor is not present, the senior member of the Council shall preside; but all proceedings at such meetings shall, nevertheless, be subject to the approval of the Lieutenant Governor.

IV. All members of the Council shall be *ex officio* Justices of the Peace in and for the North-West Territories."

(Signed), W. A. HIMSWORTH,
Clerk, Privy Council, Canada.

(No. 91.)

GOVERNMENT HOUSE, OTTAWA,
Wednesday, 1st October, 1873.

PRESENT:

HIS EXCELLENCE THE GOVERNOR GENERAL IN COUNCIL.

His Excellency was pleased to lay before the Council a despatch, dated 6th September, 1873, from his Honor the Lieutenant-Governor of the North-West Territories, representing, with reference to the oath directed by the Order in Council of the 6th August last to be taken by Members of the Council of the North-West Territories, that, whereas the functions of the said Council are both executive and legislative, it would be more convenient, and would contribute to the public interests, if the secrecy enjoined by the said oath were limited to the executive functions of the said Council, to the exclusion of those of a legislative character.

Whereupon His Excellency, by and with the advice of the Privy Council, and under the provisions of the first section of the Act passed in the 34th year of Her Majesty's reign, intituled: "An Act to make further provision for the government of the North-West Territories," has been pleased to order, and it is hereby ordered:

That the following form of oath be, and the same is hereby substituted for the form of oath of the Members of the Council of the North-West Territories, adopted by the Order in Council of 6th August last, that is to say:

THE OATH OF THE MEMBERS OF THE COUNCIL.

" You, , do solemnly promise and swear that you will serve Her Majesty truly and faithfully in the place of Her Council in these Her Majesty's North-West Territories. You will keep close and secret all such matters as shall be treated, debated and resolved on in Council relative to executive functions, without publishing or disclosing the same or any part thereof by word, writing or any otherwise to any person out of the same Council, but to such only as be of the Council; and yet, if any matter so propounded, treated and debated in any such Council shall touch any particular person sworn of the same Council, upon any such matter as shall in anywise concern his loyalty and fidelity to the Queen's Majesty, you will in nowise open the same to him, but keep it secret, as you would from any person, until the Queen's Majesty's pleasure be known in that behalf. You will, in all things to be moved, treated and debated in any such Council, faithfully, honestly and truly declare your mind and opinion, to the honor and benefit of the Queen's Majesty and the good of her subjects, without partiality or exception of persons, in nowise forbearing so to do from any manner of respect, favor, love, meed, displeasure or dread of any person or persons whatsoever. In general, you will be vigilant, diligent and circumspect in all your doings touching the Queen's Majesty's affairs; all which matters and things you will faithfully observe and keep, as a good Councillor ought to do, to the utmost of your power, will and discretion. So help you God."

(Signed), W. A. HIMSWORTH,
 Clerk, Privy Council, Canada.

(No. 143.)

COPY of a Report of a Committee of the Honorable the Privy Council, approved by His Excellency the Governor General in Council on the 13th October, 1873.

On a memorandum dated the 25th September, 1873, from the Honorable the Minister of Justice, stating with reference to the Acts passed by the Council for the North-West Territories, passed at its meeting in Fort Garry in the month of March last, that he has the honor to report as follows:—

ACT PROHIBITING THE SALE OF LIQUORS.

That this subject has been dealt with by the Statue of Canada of 1873, 36 Vic., Cap. 39, by which spirits, strong waters and spirituous liquors are prohibited from being imported into, or manufactured in Manitoba and the North-West Territories.

The Minister is therefore of opinion that this Act should not receive your Excellency's approval.

AN ACT PROHIBITING THE IMPORTATION OF STRYCHNINE OR OTHER POISONS INTO THE NORTH-WEST TERRITORIES.

That this Act appears to be authorized by the Order in Council of the 12th February, 1873, which empowers the Council for the North-West Territories to make ordinances for the good government of those Territories, and the Minister recommends therefore that it be approved by Your Excellency.

That the Act, however, provides that a penalty of £5 sterling may be imposed for any contravention thereof; but as the Canadian Currency is a decimal one, the attention of the Council for the North-West should be drawn to the matter with a view of amending the Act in this particular.

AN ACT AUTHORIZING THE APPOINTMENT OF MAGISTRATES AND CORONERS.

That this Act recites the immediate appointment of Justices of the Peace to be of urgent importance, and Lieutenant-Governor Morris encloses a list of gentlemen who had been appointed Justices of the Peace by the North-West Council; adding, however, that pending the consideration of the Act by Your Excellency no commissions will be issued.

The Minister is of opinion, that it was within the power of the Council to pass this Act; but he considers that until the settlement of the country shall have reached a more advanced stage, it will be inexpedient to allow the Act to go into operation—and for this reason he recommends that the Act be not approved by Your Excellency.

The Minister states that Your Excellency will, however, be advised to issue a supplementary Commission of the Peace in and for the North-West Territories, to the gentlemen named in the list transmitted by the Lieutenant-Governor.

The Committee concur in the foregoing report of the Minister of Justice, and submit the same for Your Excellency's approval.

Certified,

(Signed), W. A. HIMSORTH,
Clerk, Privy Council.

To the Honorable
The Secretary of State,
&c., &c., &c.

(No. 143.)

AN ACT PROHIBITING THE IMPORTATION OF STRYCHNINE AND OTHER POISONS IN THE NORTH-WEST TERRITORIES.

The Lieutenant-Governor of the North-West Territories, by and with the advice and consent of the Council of the North-West Territories, enacts as follows:—

1. It shall henceforth be unlawful for any person to import or take into the North-West Territories, or into any part thereof, or to have in his possession, any strychnine or other poison; or to use or caused to be used the same within the said Territories, either for the purpose of capturing or destroying any animal, or for any other purpose whatever.

2. Any person importing or taking into the North-West Territories, or any part thereof any strychnine or other poison, or having the same in his possession, or using, or causing to be used, the same for any purpose whatever, shall be subject for the first offence to forfeit the same as well as any animal, skin, or fur, thereby captured or procured; and for any subsequent offence, shall over and above such forfeiture, be subject to a penalty not exceeding five pounds sterling and costs of prosecutions, and shall be subject to imprisonment until such penalty and costs are paid.

3. Any Justice of the Peace in the North-West Territories, shall either on his own view or on the evidence of one credible witness, summarily deal with and adjudge upon any offence against this Act.

4. Provided, however, that the word "poison," as used in this Act, shall not be held to extend to or include any drug or other poison *bona fide* imported as medicine only for the use of such persons, and the onus of proof that such drug, &c., is so important for such use only shall lie upon the person in whose possession the same may be found, and in default of such proof the same shall be held to have been imported in violation of this Act.

Passed, March 10th 1873.

(Signed), W. T. URQUHART.
Clerk of the Council of the N.-W. T.

(No. 152.)

COPY of a Report of a Committee of the Honorable the Privy Council, approved by His Excellency the Governor General in Council on the 22nd October, 1873.

On the recommendation of the Honorable Sir John A. Macdonald, the Committee advise that the Honorable Joseph Royal, Pierre De Lorme, Esquire, and Walter R. Bown, Esquire, be appointed Members of the Council to aid the Lieutenant-Governor in the administration of the affairs of the North-West Territories, pursuant to the Statute 36 Victoria, chapter 5.

Certified.

(Signed),

W. A. HIMSWORTH,
Clerk, *Privy Council.*

To the Honorable
The Minister of the Interior,
&c., &c., &c.

COPY of a Report of a Committee of the Honorable the Privy Council, approved by His Excellency the Governor General in Council on 30th October, 1873.

On a memorandum dated 27th October, 1873, from the Honorable the Minister of Justice, recommending that the following gentlemen be appointed Members of the Council to aid the Lieutenant-Governor of the North-West Territories in the administration of the affairs of the said North-West Territories, in addition to those appointed by Order in Council, dated 28th December, 1872 :—James MacKay and William M. Kennedy; the Committee submit the above recommendation for Your Excellency's approval.

Certified.

(Signed),

W. A. HIMSWORTH,
Clerk, *Privy Council.*

To the Honorable
The Minister of the Interior,
&c., &c., &c.

COPY of a Report of a Committee of the Honorable the Privy Council, approved by His Excellency the Governor General in Council on the 15th December, 1873.

On a Report, dated 12th December, 1873, from the Hon. Minister of Justice, stating that by Order in Council of the 30th October last, James MacKay and William M. Kennedy were appointed Members of the Council to aid the Lieutenant-Governor in the administration of the affairs of the North-West Territories, that he is informed that there is no such person as the one described as William M. Kennedy, but that the person intended to have been appointed is William Nassau Kennedy, he therefore recommends that William Nassau Kennedy be appointed a Member of the Council above mentioned, and that a Commission be issued to him accordingly.

The Committee submit the above recommendation for Your Excellency's approval.

Certified.

(Signed),

W. A. HIMSWORTH,
Clerk, *Privy Council.*

To the Honorable
The Minister of the Interior,
&c., &c., &c.

(No. 140.)

COPY of a Report of a Committee of the Honorable the Privy Council, approved by His Excellency the Governor General in Council on the 23rd December, 1873.

On the recommendation of the Hon. the Minister of Justice, the Committee advise that a Commission of the Peace in and for the North-West Territories, be issued to the following gentlemen:—William McMurray, of Ile à la Crosse; Richard Hardesty, of Fort Edmonton; B. Mackenzie, of Vittoria; J. Bunn, of Rocky Mountain House; Lawrence Clarke, of Carleton; William Trail, of Carleton; John H. Kerr, of Prince Albert; Roderic McFarlane, of Arthabaska; W. L. Hardisty, of Mackenzie River; Archibald Macdonald, of Fort Ellice; Horace Bélanger, of Cumberland; James S. Clusen, of Moose Factory; George S. McTavish, of Rupert's House; Alexander Macdonald, of Albany; Colin Rankin, of Abbitibi; Charles Crowé, of Fort Francis; Robert Pither, of Fort Francis; Joseph Fortescue, of York Factory; Louis Chatelain, of St. Albert; Peter C. Pambrum, of Lac la Biche; Jean L. Légaré, of Woody Mountain; Louis Marrion, of Belly River; W. M. MacKay, of Mackenzie River; James MacDougall, of Mackenzie River; John Macaulay, of Peace River; James Colter, of East Main; Alexander Matheson, of the Pas; Duncan Matheson, of Swan River; Alexander Sinclair, of Nelson River; A. R. Lily, of Fort Alexander; —— Malloch, of James' Bay; Henry Moberly, of Clean Water; Roderick Ross, of Norway House; Julian Onion, of Mackenzie River; Isaac Cowie, of Qu'Appelle and Ewen Macdonald, of North-West Angle, Lake of the Woods.

Certified.

(Signed),

W. A. HIMSWORTH,
Clerk, Privy Council.

(No. 181.)

COPY of a Report of a Committee of the Honorable the Privy Council, approved by His Excellency the Governor General in Council on the 1st January, 1874.

The Committee have had before them a letter dated 19th December, 1873, from the Hon. W. J. Christie, tendering his resignation as a Member of the Council of the North-West Territories, and on the recommendation of the Hon. the Minister of the Interior, they respectfully advise that Mr. Christie's resignation be accepted.

Certified.

(Signed), W. A. HIMSWORTH.

Clerk, Privy Council.

To the Honorable

The Minister of the Interior,
&c., &c., &c.

COPY of a Report of a Committee of the Honorable the Privy Council, approved by His Excellency the Governor General in Council on the 3rd April, 1874.

On a memorandum dated 31st March, 1874, from the Honorable the Minister of Justice, recommending John H. McTavish, of Fort Garry, Esquire, to be a Member of the Council to aid the Lieut.-Governor in the administration of the affairs of the North-West Territories, in the room of William J. Christie, Esq., resigned—William Tait, of the Parish of Headingly, in the Province of Manitoba, Esquire, and Robert Cunningham, of the City of Winnipeg, Esquire, to be respectively Members of said Council.

The Committee advise that the said appointments be made accordingly.

Certified.

(Signed), W. A. HIMSWORTH

Clerk, Privy Council.

To the Honorable

The Minister of the Interior,
&c., &c., &c.

COPY of a Report of a Committee of the Honorable the Privy Council, approved by His Excellency the Governor General in Council on the 22nd September, 1874.

On a memorandum, dated 16th September, 1874, from the Hon. the Minister of Justice, reporting that by Order in Council of 10th July, 1873, the Hon. Henry J. Clarke, then Attorney-General of Manitoba, was appointed legal adviser to assist the Lieutenant-Governor and the Council of the North-West Territories on all matters in which there might be professional aid required, at an annual salary of one thousand dollars, such sum being in lieu of all fees and charges against the Government.

That as Mr. Clarke no longer holds the office of Attorney-General of Manitoba, and has been succeeded therein, he recommends that the Hon. Joseph Dubue, now Attorney-General of Manitoba, be appointed such legal adviser in the room of Mr. Clark, at the annual salary of one thousand dollars, upon the same terms and for the same purposes as mentioned in the said Order in Council.

The Committee submit the foregoing recommendation for Your Excellency's approval.

Certified.

(Signed),

W. A. HIMSWORTH,
Clerk, Privy Council.

To the Honorable

The Minister of Justice,
&c., &c., &c.

COPY of a Report of a Committee of the Honorable the Privy Council, approved by His Excellency the Governor General in Council on the 5th November, 1874.

The Committee of Council have had under consideration an Act, intituled : "An Act to amend an Act entitled the Poisons Act," passed by the Lieutenant-Governor in Council of the North-West Territories on the 14th March, 1874, and on the recommendation of the Honorable the Minister of Justice, the Committee advise that the said Act be approved and left to its operation.

Certified.

(Signed),

W. A. HIMSWORTH,
Clerk, Privy Council.

To the Honorable

The Minister of the Interior,
&c., &c., &c.

An Act to amend An Act entitled "The Poisons Act."

WHEREAS the currency of the Dominion of Canada is a decimal one, and the fine imposed for any infringement of the Poisons Act, as passed by the Council of the North-West Territories on the tenth day of March, 1873, is in sterling currency; Therefore, Her Majesty, by and with the advice of the said Council, enacts as follows:—

That the Poisons Act be amended by the introduction of the words "Twenty-five Dollars," in lieu of the words, "Five Pound Sterling," as the amount to be inflicted for any contravention of the Act in question.

Approved by the Lieut-Governor, March 14th, 1874.

Certified.

(Signed), WILLIAM THORNTON URQUHART,
Clerk, North-West Council.

(No. 13.)

Copy of a Report of a Committee of the Honorable the Privy Council, approved by His Excellency the Governor General in Council on the 3rd day of April, 1875.

On a memorandum, dated 1st April, 1875, from the Hon. the Minister of Justice, transmitting the resignation of the Hon. Joseph Dubuc, of the office of Legal Adviser to the Council of the North-West Territories, and recommending that the same be accepted.

The Committee advise that Mr. Dubuc's resignation be accepted.

Certified.

(Signed),

W. A. HIMSWORTH,
Clerk, Privy Council.

To the Honorable

The Secretary of State,
&c., &c., &c.

(No 50.)

Copy of a Report of a Committee of the Honorable the Privy Council, approved by His Excellency the Governor General in Council on the 10th November, 1875.

On the recommendation of the Hon. the Minister of Justice, the Committee advise that a Supplementary Commission of the Peace for the North-West Territories do issue, appointing Hugh Sutherland, James McDonald and Samuel Hazlewood, Justices of the Peace for the North-West Territories.

Certified.

(Signed),

W. A. HIMSWORTH,
Clerk, Privy Council.

To the Honorable

The Minister of the Interior,
&c., &c., &c.,

(No. 2.)

Copy of an Act passed by the North-West Council at a Meeting held on the 29th Nov., 1875.

An Act for the prevention of Prairie and Forest fires in the North-West Territories of the Dominion of Canada.

WHEREAS it is necessary to take steps for the prevention of Prairie and Forest fires within the North-West Territories, Her Majesty, by and with the advice and consent of the North-West Council, enacts as follows:—

1. Any person who shall kindle a fire with intent to let it run at large, shall, on conviction thereof, be fined in a sum not exceeding two hundred dollars, and in default of the payment thereof, shall be imprisoned for any term not exceeding twelve months.
2. Any person who shall kindle and have a fire burning, without taking effectual means to prevent its spreading, shall, on conviction thereof, be fined in a sum not exceeding one hundred dollars, and in default of the payment thereof, shall be imprisoned for a term not exceeding six months.
3. Any person who, between the 1st day of May and the 30th day of November in each year, himself, his servants or agents, or any one acting by or under his authority, shall, after cutting down the trees on any lands, road allowances, or railway or telegraph line or route, or the lands attached thereto in the North-West Territories, in the process of clearing the same of timber for any purpose whatsoever, burn or set fire to the same for the purpose of disposing thereof, or making away therewith, or after cutting down any such trees, shall gather the same into log heaps for burning

and set fire thereto; or shall set fire to any such trees while lying on the ground after cutting or felling the same; or shall for any purpose whatever set fire to any such tree while standing in the soil, shall, on conviction of any of the foregoing offences, be fined in a sum not exceeding two hundred dollars for each such offence, and in default of the immediate payment thereof, shall be imprisoned in the Common Gaol for a term not exceeding twelve months.

4. In any prosecution under the provisions of this Act, whereby the conviction of the offender is secured, the informer shall be entitled to receive one-half the amount of fine imposed.

5. None of the fines or penalties imposed by this Act shall apply to any person who, through necessity to save himself and his property from running fire, shall be compelled to kindle a fire and allow it to run.

6. Nothing in this Act shall bar any party or parties from recovering damages from the party or parties mentioned in the first, second and third clauses of this Act.

7. Prosecutions under this Act shall be summary, and may be brought by warrant before any stipendiary magistrate or justice of the peace, having authority to act as such, within any portion of the Territories where the offence is committed.

8. This shall not apply to any Indian who shall not be included or reside within those portions of the North-West Territories, which are comprehended within the limits of any of the Treaties made by the Commissioners of the Privy Council of Canada with the Indians.

9. This Act is hereby declared to be of urgent importance.